

18.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

JOSEPH BURCH,

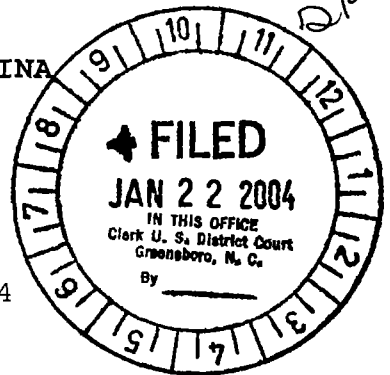
Plaintiff,

v.

PHILIP MORRIS USA, INC.,

Defendant.

1:02CV01124



J U D G M E N T

On December 17, 2003, the United States Magistrate Judge's Recommendation was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. No objections were filed within the time limits prescribed by Section 636.

Therefore, the Court need not make a de novo review and the Magistrate Judge's Recommendation is hereby adopted.

IT IS THEREFORE ORDERED AND ADJUDGED that defendant's motion for summary judgment (docket no. 12) is granted and that this action be, and the same hereby is, dismissed.


United States District Judge

January 22, 2004